

**RESOLUTION NO. 96 -2013, ESTABLISHING A POLICY TO  
GUARD AGAINST GUN VIOLENCE**

**WHEREAS**, many perpetrators of mass shootings such as those in Aurora, Colorado and Tuscon, Arizona either have been or are diagnosed with serious mental illness at the time of committing their crimes or shortly thereafter; and

**WHEREAS**, the mass shooting of school children in Newtown, Connecticut this past December has focused public attention on proposals to prevent persons who are a threat to themselves or others from gaining access to firearms; and

**WHEREAS**, Stony Brook University Hospital has a specialized unit to treat patients with acute psychiatric conditions, the Comprehensive Psychiatric Emergency Program ("CPEP"); and

**WHEREAS**, Suffolk County Police Officers have transported more than 3,000 individuals determined to be a threat to themselves or others and in need of psychiatric assistance to CPEP each year for the past three (3) years; and

**WHEREAS**, it is recognized that the majority of individuals who are mentally ill are not violent or dangerous, but individuals who are involuntarily transported to CPEP may pose a danger to themselves or others; and

**WHEREAS**, it would be prudent to check the names and addresses of individuals being transported to CPEP by the Suffolk County Police Department and the Office of the Suffolk County Sheriff against the County's pistol licensing registries to determine if an individual owns or has access to firearms; and

**WHEREAS**, checking the identities of these individuals against the pistol licensing registry provides the Police Department with important information that can be used to better protect public safety; now, therefore be it

**1st RESOLVED**, that the Suffolk County Police Department and the Office of the Suffolk County Sheriff are hereby authorized, empowered and directed to check the identity and home address of any person transported involuntarily by an officer to CPEP against the Suffolk County Police Department's Pistol License Registry and the Suffolk County Sheriff's Pistol License Registry; and be it further

**2nd RESOLVED**, that, if the person transported to CPEP is unable to provide a home address, the location at which he or she was encountered by law enforcement shall be used; and be it further

**3rd RESOLVED**, that these requirements shall also apply to any transport made by an officer to alternate facilities in the event CPEP is unable to accept additional patients; and be it further

**4th RESOLVED**, that, in the event the information provided by a person being transported to CPEP matches with the name and/or address of a licensed pistol owner, the

pistol licensing bureau of the Suffolk County Police Department or the pistol licensing bureau of the Suffolk County Sheriff's Office will be notified of the transport and all appropriate information no later than the next business day; and be it further

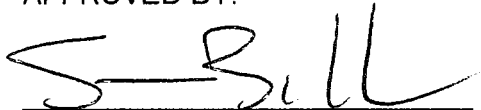
**5th**                **RESOLVED**, that the Suffolk County Police Department and the Office of the Suffolk County Sheriff are further authorized and directed to develop a plan in conjunction with law enforcement departments outside of the Police District to establish similar policies and ensure reporting to the County's two pistol licensing bureaus; and be it further

**6th**                **RESOLVED**, that any County bureau receiving notification of a transport to CPEP by a pistol licensee or resident of a pistol licensee's home shall investigate and take all action necessary to determine the appropriate status of the subject pistol license; and be it further

**7th**                **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED: March 5, 2013

APPROVED BY:

  
County Executive of Suffolk County

Date: 3/12/13

SUFFOLK COUNTY

County Legislature

RIVERHEAD, NY



*This is to Certify That I*, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on March 5, 2013 and that the same is a true and correct transcript of said resolution and of the whole thereof.

*In Witness Whereof, I* have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.

*Tim Laube*

---

Clerk of the Legislature

Intro. Res.

Res. No.

March 5, 2013

**Motion:**

Krupski, Schneiderman, Browning, Muratore, Anker  
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

**Co-Sponsors:**

Krupski, Schneiderman, Browning, Muratore, Anker  
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

**Second:**

Krupski, Schneiderman, Browning, Muratore, Anker  
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

LD	Legislator	Yes	No	Abs	NP	R
1	Albert J. KRUPSKI					
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Thomas MURATORE					
5	Kara HAHN					
6	Sarah S. ANKER					
7	Rob CALARCO					
9	Ricardo MONTANO					
10	Thomas CILMI					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	William SPENCER					
14	Wayne R. HORSLEY, D.P.O.					
8	William J. LINDSAY, P.O.					
Totals		17	4	1	1	

**MOTION**☒ Approve

Table: \_\_\_\_\_

Send To Committee

Table Subject To Call

Lay On The Table

Discharge

Take Out of Order

Reconsider

Waive Rule

Override Veto

Close

Recess

APPROVED ☒

FAILED \_\_\_\_\_

No Motion \_\_\_\_\_

No Second \_\_\_\_\_

**RESOLUTION DECLARED**☒ ADOPTED

NOT ADOPTED

Roll Call \_\_\_\_\_ Voice Vote ☒

*Tim Laube*  
 Tim Laube, Clerk of the Legislature